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PATENT

Practitioner's Docket No. NAIIP351/01.012.01

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Mark J. McArdle et al.

Application No.: 09/900,002

Group No.: 2143

Filed: July 5, 2001

Examiner: Pwu, J.

For: CONTROL OF INTERACTION BETWEEN CLIENT COMPUTER APPLICATIONS AND  
NETWORK RESOURCESMail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES  
(37 C.F.R. § 41.31)**

Applicant hereby appeals to the Board from the decision of the Primary Examiner, mailed May 12, 2005, for a second time rejecting claims 1-29.

**1. STATUS OF APPLICANT**

This application is on behalf of other than a small entity.

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JUL 22 2005**CERTIFICATION UNDER 37 C.F.R. ' 1.8(a) and 1.10\***  
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*Express Mail certification is optional.*)

I hereby certify that, on the date shown below, this correspondence is being:

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37 C.F.R. § 1.8(a)

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37 C.F.R. § 1.10\*

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**TRANSMISSION**

✓ facsimile transmitted to the Patent and Trademark Office, (571) 273-8300.

Date:

7/21/2005

Signature



Erica L. Farlow

(type or print name of person certifying)

\* Only the date of filing (' 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under ' 1.8 continues to be taken into account in determining timeliness. See ' 1.703(f). Consider "Express Mail Post Office to Addressee" (' 1.10) or facsimile transmission (' 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculation.

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Notice of Appeal from the Primary Examiner to Board--page 1 of 2

## ZILKA-KOTAB

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JUL 21 2005

## FAX COVER SHEET

Date: July 21, 2005	Phone Number	Fax Number
To: Examiner Pwu		(571) 273-8300
From: Kevin J. Zilka		

Docket No.: NAIIP351/01.012.01

App. No: 09/900,002

Total Number of Pages Being Transmitted, Including Cover Sheet: 05

## Message:

Please deliver to Examiner Pwu.

Thank you,

Kevin J. Zilka

☐ Original to follow Via Regular Mail ☒ Original will Not be Sent ☐ Original will follow Via Overnight Courier

\*\*\*\*\*  
The information contained in this facsimile message is attorney privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or copy of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone (if long distance, please call collect) and return the original message to us at the above address via the U.S. Postal Service. Thank you.  
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ANY OTHER DIFFICULTY, PLEASE PHONE Erica  
AT (408) 971-2573 AT YOUR EARLIEST CONVENIENCE

July 21, 2005

**2. FEE FOR FILING NOTICE OF APPEAL**

Pursuant to 37 C.F.R. § 41.20(b)(1), the fee for filing the Appeal Brief is:

Other than a small entity \$500.00

Notice of Appeal fee due \$500.00

**3. EXTENSION OF TERM**

The proceedings herein are for a patent application and the provisions of 37 C.F.R.1.136 apply.

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

**4. TOTAL FEE DUE**

The total fee due is:

Notice of Appeal fee \$500.00

**TOTAL FEE DUE \$500.00**

**5. FEE PAYMENT**

Authorization is hereby made to charge the amount of \$500.00 to Deposit Account No. 50-1351 (Order No. NA11P351).

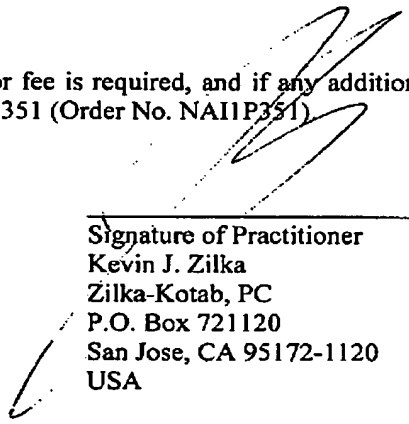
Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

A duplicate of this transmittal is attached.

**6. FEE DEFICIENCY**

If any additional extension and/or fee is required, and if any additional fee for claims is required, charge Deposit Account No. 50-1351 (Order No. NA11P351).

Reg. No.: 41,429  
Tel. No.: 408-971-2573  
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\_\_\_\_\_  
Signature of Practitioner  
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